

OCT 10 2003 1:02 PM FR

TO 14100#408945411# P.01

Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Tel. 202.739-3000
Fax: 202.739.3001
www.morganlewis.com

Morgan Lewis
C O U N S E L O R S A T L A W

FAX MESSAGE

Send To:

Name: Examiner Anh D. Mai FAX Number: 703-305-3431
Firm: U.S.P.T.O., Art Unit 2814 Telephone Number: 703-305-0575

From:

Name Baldine B. Paul Floor: Operator Sending:
Telephone Number: 202-739-3687 Time Sent: Date Sent: 10-10-2003

Number of Pages (INCLUDING COVER PAGE): 2

Note:

THE INFORMATION CONTAINED IN THIS FAX MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE RECIPIENT(S) NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

Comments: Rc: U.S. Patent Application No.: 09/610,148
Inventor: Etsuyoshi KOBORI
Attorney Docket No.: 040894-5411-01

Dear Examiner Mai:

In accordance with your request, attached is a description of the matter to be discussed during the in-person interview scheduled for Tuesday, October 14, 2003. The interview will be attended by Baldine B. Paul and Paul A. Fournier. I look forward to meeting with you at 11:00AM on Tuesday, October 14, 2003.

FAX RECEIVED

OCT 10 2003

TECHNOLOGY CENTER 2000

OUTLINE
FOR THE IN-PERSON INTERVIEW OF OCTOBER 14, 2003

Applicant respectfully submits that Sudipto should not be considered as prior art in the present application under any subsection of 35 U.S.C. § 102 or 35 U.S.C. § 103 for the following reasons.


- **On February 17, 1999, Applicant filed a Claim for Priority** and a Certified copy of Japanese Patent Application No. 10-037178 in prior U.S. Application No. 09/251,425 of which the instant application is a Divisional.
- **The Priority Document, Japanese Patent Application No. 10-037178, was filed in Japan on February 19, 1998.** Pursuant to 37 C.F.R. § 1.55(a).
- **Applicant filed on August 5, 2003 a verified translation** of Japanese Patent Application No. 10-037178.
- **The Japanese publication date of Sudipto is September 2, 1998** which is after the **February 19, 1998** priority date to which this application is entitled.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: October 10, 2003

By:


Baldine Brunet Paul
Reg. No. 54,369

MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Phone: (202) 739-3000
Fax : (202) 739-3001